

To: Mail Stop Issue Fee

From: Michelle Turner for Steven J. M

1-05-07 3:57pm p. 1 of 20

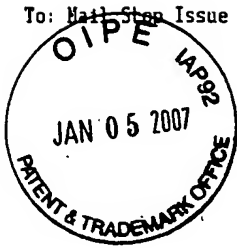
Please find attached for filing in connection with application no. 10/762,197, entitled FREQUENCY OFFSET DIFFERENTIAL PULSE POSITION MODULATION, the following documents:

- \* Part B - Fee(s) Transmittal (1 page)
- \* Comments on Statement of Reasons for Allowance (3 pages)
- \* Transmittal of Replacement Drawings (2 pages)
- \* Replacement Drawings 1-4, 5A, 5B, 5C, 5D, 6A, 6B, 6C, 6D and 6E. \* (12 pages)

Thank you,

Michelle Turner for Steven J. Munson (Reg. No. 47,812)





## Berkeley Law & Technology Group, LLC

1700 NW 167<sup>th</sup> Place, Suite 240  
Beaverton, OR 97008  
Phone: 503.439.6500  
Fax: 503.439.6558

# Fax

**To:** Mail Stop Issue Fee**From:** Steven J. Munson**Fax:** 571-273-2885**Pages:** 19**Phone:****Date:** January 5, 2007**Our Ref:** 012.P6002**CC:**

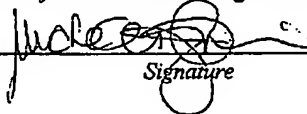
☐ Urgent    ☐ For Review    ☐ Please Comment    ☐ Please Reply    ☐ Please Recycle

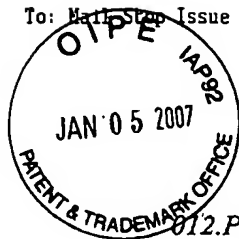
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### CERTIFICATE OF FACSIMILE TRANSMISSION

*I hereby certify that this correspondence is being transmitted by facsimile to the U.S. Patent and Trademark Office on:*

January 5, 2007*Date of Transmission*Michelle Turner*Name of Person Transmitting Correspondence*  
*Signature*



012.P6002

Patent**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re the Application of:

John B. Langley

Application Serial No.: 10/762,197

Filed: January 20, 2004

For: FREQUENCY OFFSET DIFFERENTIAL  
PULSE POSITION MODULATION

Art Unit: 2616

Examiner: Pezzlo, John

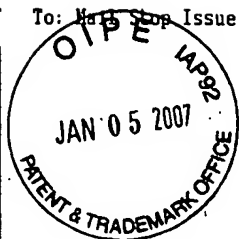
Confirmation No. 2497

MAIL STOP ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**Transmittal of Replacement Drawings**

Sir:

Enclosed herewith for filing in the above-identified U.S. Patent Application are the formal figures 1-4, 5A, 5B, 5C, 5D, 6A, 6B, 6C, 6D and 6E submitted on 12 sheets.

Additionally, please note that based on correspondence received from the USPTO with regard to the present application, Applicant does not believe replacement drawings are due at this time. In addition, in the Office Action dated December 9, 2005, the Examiner has indicated that the drawings submitted on October 2, 2004 were accepted. However, in order to avoid any delays in the issuance of the above identified application, replacement drawings are submitted herewith as a precautionary measure in case such drawings are determined to be appropriate at this time.



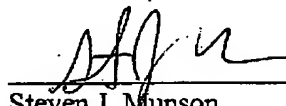
The drawings submitted herewith include no changes relative to previously submitted drawings, with the exception that text size was increased in several of the figures, including Fig. 5C-D, 6C, and 6E, to ensure compliance with USPTO requirements.

Please charge any shortages and credit any overcharges of any fees required for this submission to Deposit Account number 50-3703.

Respectfully submitted,

Berkeley Law and Technology Group

Dated: 1-5-, 2007

  
\_\_\_\_\_  
Steven J. Munson  
Reg. No. 47,812

c/o  
Berkeley Law and Technology Group, LLP  
1700 NW 167<sup>th</sup> Place, Suite 270  
Beaverton, OR 97006  
Customer No. 43831

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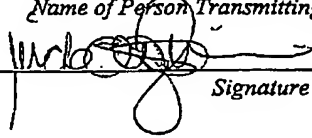
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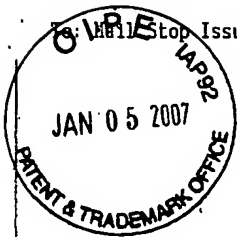
January 5, 2007

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*Signature*



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From: Michelle Turner for Steven J. M

1-05-07 3:57pm p. 18 of 20

012.P6002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

John B. Langley, et al.

Application No.: 10/762,197

Filed: January 20, 2004

For: FREQUENCY OFFSET  
DIFFERENTIAL PULSE  
POSITION MODULATION

Examiner: Pezzlo, John

Art Unit: 2616

Confirmation No.: 2497

MAIL STOP ISSUE FEE  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Dear Sir:

In response to the Notice of Allowance mailed on October 5, 2006, it is respectfully requested that the following comments be entered in the record of the above-referenced patent application.

012.P6002

**COMMENTS**

The Examiner's notice of allowance is hereby acknowledged by Assignee. Assignee agrees that the claimed subject matter is patentably distinct from the documents cited by the Examiner; however, Assignee takes no position regarding any reasons for allowance which may have been indicated by the Examiner during prosecution of the above-referenced patent application, other than the positions Assignee may have previously taken during prosecution of the above-referenced patent application. Therefore, the Examiner's reasons for allowance should not be attributed to Assignee as an indication of the basis for Assignees' belief that the claims are patentably distinct. Furthermore, it is respectfully asserted that there may also be additional reasons for patentability of the claimed subject matter not explicitly stated in this record. While in accordance with 37 C.F.R. §1.104(e), a failure by the Assignee to disagree with the Examiner, or file more detailed comments, does not give rise to any implication that the Assignee agrees with or acquiesce in the reasoning of the Examiner, here, by this document, Assignee is expressly making clear that no such agreement or acquiesce is present.

012.P6002

**CONCLUSION**

In view of the foregoing, it is respectfully asserted that all of the claims pending in this patent application, as amended, are in condition for allowance. If the Examiner has any questions, he is invited to contact the undersigned at (503) 439-6500. Reconsideration of this patent application and early allowance of all the claims is respectfully requested.

Please charge any shortages and credit any overcharges of any fees required for this submission to Deposit Account number 50-3703.

Respectfully submitted,



Steven J Munson  
Reg. No. 47,812

Dated: 1-5-07

c/o  
Berkeley Law and Technology Group, LLC  
1700 NW 167<sup>th</sup> Place, Suite 240  
Beaverton, OR 97006  
Customer No. 43831

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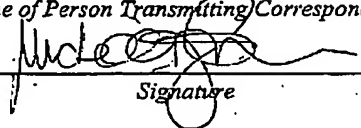
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